IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 13235 of 2005

Between:

The Upparapalem Fishermen Copperative Society, Ltd., rep by President Sri. Komma Pedda Yogaiah
S/o Pedda Subbaiah, R/o Upparapalem Village, Vinukonda Mandal, Guntur District

..... PETITIONER

AND

1 The Special Officer, Venukonda Municipality, Guntur District
2 The Assistant Director of Fishers, Guntur, Guntur District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandmaus declaring the action of the 1st Respondent in conducting public auction of Fishery Rights of Singara Tank, is illegal, arbitrary and violative of principles of natural justice and consequently direct the 1st respondent to follow the procedure prescribed under G.O.Ms. No. 343 dt 10-4-1978 & G.O.Ms. No. 776 dt 31-12-1990 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.U.RAMANJANEYULU

Counsel for the Respondent No.1: MR. S.N.Reddy

Counsel for the Respondent No.2: GP FOR FISHERIES

The Court made the following :

ORDER:-

This writ petition is filed to declare the action of first respondent in conducting public auction of Fishery rights of Singara Tank as illegal, arbitrary and violative of principles of natural justice and consequently direct first respondent to follow the procedure prescribed in the G.Os. issued by the Government from time to time.

It is not know to this Court whether the respondents are conducting the auction in violation of the Government Orders issued by the Government from time to time mentioned by the petitioner in G.O.Ms.No.343 dated 10-4-1978 and G.O.Ms.No.776 dated 31-12-1990.

Therefore, I see no reason to entertain this writ petition. Accordingly, this writ petition is dismissed at the admission stage itself.

22-06-2005.

stv/-

To

1 The Special Officer, VEnukonda Municipality, Guntur District
2 The Assistant Director of Fishers, Guntur, Guntur District

3. Two C.D. Copies.

4. Two C.Cs to The Government Pleader for Fisheries, High Court of A.P.Hyderabad(OUT)